

Attorney Docket No.: 72270

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : RICCI et al.
Serial No. : 10/581,964
Confirm. No. : 7292
Filed : June 7, 2006
For : DEVICE FOR PERFORMING...
Art Unit : 1657
Examiner : Bin Shen
Dated : May 24, 2010

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 1.136 (a)

Sir:

The Office Action dated January 22, 2010 provided for a shortened statutory period for response of three months.

The shortened statutory period expired April 22, 2010.

Since the attached response is being filed within the first month pursuant to 37 CFR 1.136(a) Applicant respectfully requests the Examiner to charge the appropriate petition fee of \$130.00 (fee code 1251).

Respectfully submitted
for Applicant(s),



By: _____
John James McGlew
Reg. No.: 31,903
For: McGLEW AND TUTTLE, P.C.

JJM/BMD:tf

DATED: May 24, 2010
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-9227
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 13-0410.